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State of Utah

Department of Natural Resources

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas & Mining

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Division Director

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Governor

GARY R. HERBERT
Lieutenant Governor

December 22, 2005

CERTIFIED RETURN RECEIPT 7002 0510 0003 8603 2588

Randy Anderson
Staker & Parson Companies
1730 North Beck Street
P.O. Box 27598
Salt Lake City, Utah 84127-0598

Subject: Review of Addendum to Reclamation Plan, Staker & Parson Companies,
Ekins East Quarry, M/049/032, Utah County, Utah

Dear Mr. Anderson:

On December 19, 2005, the Division received your proposed addendum to the Ekins Reclamation Plan. This addendum involves leaving a cement building and a supply of roadbase/gravel and landscape boulders for use by Mr. Ekins. In a separate letter dated December 13, 2005, Mr. Ekins assumed full responsibility for this change. After reviewing this addendum, the Division needs the following to approve:

- Map(s) need to show the current disturbed area,
- A variance to Rule R647-4-111.5 needs to be requested to leave the rock and gravel piles. This rule requires:
 - 'Land Use - The operator shall leave the on-site area in a condition which is capable of supporting the postmining land use'.

Leaving the rock and gravel piles is not consistent with the approved land use of grazing and wildlife habitat. Nor can the Division approve an alternative land use, such as a housing development, that requires approval of other authorities until requisite approvals are granted. The variance request (R647-4-112) needs to address the following:

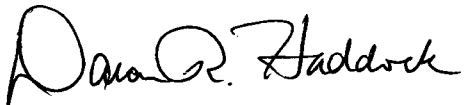
1. The rule(s) as to which a variance is requested (R647-4-111.5);
2. The variance requested and a description of the area that would be affected by the variance (leave the area of the rock and gravel piles, and the cement building unreclaimed)

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3. Justification for the variance (as requested in writing by landowner);
4. Alternate methods or measures to be utilized (area will be left in stable condition and pit will be reclaimed by sloping the cuts....).

Lynn Kunzler has been designated lead for this project and he will coordinate future reviews and site inspections with other staff as needed. Thank you for your cooperation in this matter. Please don't hesitate to call me at 538-5358 or Lynn Kunzler at 538-5310 if you have any questions.

Sincerely,


for Susan M. White
Mining Program Coordinator
Division of Oil, Gas and Mining

SMW:lk:jb

cc: Mike Dalley, Staker & Parson
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